

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

GUARDIAN INDUSTRIES CORP.,

Plaintiff,

V.

DELL, INC., et al.,

Defendants.

)Case No.: 05-27-SLR

STIPULATED DISMISSAL

WHEREAS, plaintiff, Guardian Industries Corp. and defendants, AU Optronics Corporation, AU Optronics Corporation America a/k/a/ AU Optronics America, Inc., BenQ Corporation, and BenQ America Corp. as indicated by the signature of counsel appearing below, have agreed to the dismissal of defendants AU Optronics Corporation, AU Optronics Corporation America a/k/a/ AU Optronics America, Inc., BenQ Corporation, and BenQ America Corp. from this action pursuant to Rule 41 of the Federal Rules of Civil Procedure and subject to the terms of this Order and a confidential Settlement Agreement, dated June 1, 2005.

NOW THEREFORE, it is ordered as follows:

1. The claims by Guardian Industries Corp. against AU Optronics Corporation, AU Optronics Corporation America a/k/a/ AU Optronics America, Inc., BenQ Corporation, and BenQ America Corp. are hereby dismissed with prejudice, with respect to AU Optronics Corporation, AU Optronics Corporation America a/k/a/ AU Optronics America, Inc., BenQ Corporation, and BenQ America Corp.

2. Each party shall bear its own costs and attorneys fees attributable to the prosecution and defense of the claims against AU Optronics Corporation, AU Optronics Corporation America a/k/a/ AU Optronics America, Inc., BenQ Corporation, and BenQ America Corp.

STIPULATED AND AGREED



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Optronics America, Inc., BenQ Corp., and
BenQ America, Corp.

SO ORDERED this _____ day of _____, 2005.

Sue L. Robinson
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on the 22nd day of June, 2005, I electronically filed the foregoing document, **STIPULATED DISMISSAL**, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

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Additionally, I hereby certify that on the 22nd day of June, 2005, the foregoing document was served via email on the following non-registered participants:

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